

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Dundy County,) Application No. 911-023.73
Benkelman, seeking funding)
approval for recurring and non-) ORDER APPROVING FUNDING
recurring costs associated with)
Enhanced Wireless 911)
implementation.) Entered: June 24, 2008

BY THE COMMISSION:

By written request for funding received March 27, 2008, Dundy County, Benkelman, (Dundy County) seeks funding from the Enhanced Wireless 911 Fund (Fund) for implementing and providing enhanced wireless 911 service.

In its application, Dundy County seeks non-recurring costs in the amount of **\$9,300.00** for the purchase and installation of software necessary for enhanced wireless 911 service. Additionally, Dundy County seeks funding for five years software maintenance totaling **\$7,302.00** paid in annual installments commencing January 1, 2009. Dundy County has entered into a contract with GeoComm, Inc. (GeoComm) for the purchase, installation, training, and five-year maintenance of GeoLynx software and has provided a copy of the contract with its request for funding.

Additionally, Dundy County seeks funding in the amount of **\$26,111.00** for the development of GIS data and funding in the amount of **\$15,750.00** for three (3) years maintenance of GIS data, paid in annual installments over a three (3) year period. Dundy County has entered into a contract for services with GeoComm for the development and maintenance of GIS Data and has provided a copy of the contract with its request for funding.

The Enhanced Wireless 911 Advisory Board considered Dundy County's request at its April 21, 2008 meeting and recommended that the Commission approve payment in full. All amounts requested are consistent with GeoComm's response to the Commission's RFP as amended and approved by the Commission on June 24, 2008 in Docket No. 911-011/PI-79. In its contract with GeoComm, Dundy County authorizes the Nebraska Public Service Commission to remit payments directly to the vendor.

O P I N I O N A N D F I N D I N G S

This request for additional funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-470. (Cum. Supp. 2006), 291 Neb. Admin. Code, Chapter 1, Section 5, Progression

Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002 and the Interim Policy established in Progression Order No. 1 in Commission Docket No. 911-017/PI-116, entered February 13, 2007 (Interim Policy).

Costs requested are eligible under Neb. Rev. Stat. § 86-465 (2006 Supp.). All costs have been incurred or will be incurred for the provision of Phase II wireless enhanced 911 service.

The Commission finds that payment should be made to GeoComm in the amount of **\$9,300.00** pursuant to the terms of the contract for non-recurring costs. Further, the Commission finds that payment should be made to GeoComm in the amount of **\$7,302.00** pursuant to the terms of the contract for recurring costs for software support. Payments shall be made on an annual basis as set forth in the contract over a five-year period and the total amount of all five payments shall not exceed **\$7,302.00**.

Additionally, payment should be made to GeoComm in the amount of **\$26,111.00** for the development of GIS data consistent with the terms of the contract. Furthermore, payment should be made to GeoComm in the amount of **\$15,750.00** pursuant to the terms of the contract for recurring costs for maintenance of GIS data. Payments shall be made on an annual basis as set forth in the contract over a three-year period and the total amount of all three payments shall not exceed **\$15,750.00**.

Approval of all amounts is subject to the limitations set forth herein.

The Commission reserves the right to modify any payments associated with this funding request consistent with amendments to the Interim Policy or the establishment of a permanent funding mechanism.

If the Nebraska Legislature fails to appropriate or authorize the expenditure of sufficient funds to provide for the payment of costs from the Fund or, if a lawful order issued in or for any fiscal year during the term of the contracts reduces the funds appropriated or authorized in such amounts as to preclude making the payments from the Fund, the Commission will not be responsible for any costs not reimbursed by the Fund.

The Commission and its authorized staff shall have access to all GIS data developed. Additionally, agencies and political subdivisions of the State of Nebraska, to the extent allowed by law and by agreement of the parties, shall have access to data as

deemed appropriate by the Commission. The data and all updates shall be provided for inclusion in the centralized GIS data repository.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the request for funding of Dundy County shall be granted.

IT IS FURTHER ORDERED that the Commission shall remit to GeoComm from the Enhanced Wireless 911 Fund **\$8,300.00** for non-recurring costs as described herein.

IT IS FURTHER ORDERED that the Commission shall remit to GeoComm from the Enhanced Wireless 911 Fund the amount of **\$7,302.00** pursuant to the terms of the contract for recurring costs. Payments shall be made on an annual basis as set forth in the contract over a five-year period and the total amount of all five payments shall not exceed **\$7,302.00**.

IT IS FURTHER ORDERED that the Commission shall remit to GeoComm from the Enhanced Wireless 911 Fund the amount of **\$26,111.00** for the development of GIS data consistent with the terms of the contract.

IT IS FINALLY ORDERED that the Commission shall remit to GeoComm from the Enhanced Wireless 911 Fund the amount of **\$15,750.00** pursuant to the terms of the contract for recurring costs for maintenance of GIS data. Payments shall be made on an annual basis as set forth in the contract over a three-year period and the total amount of all three payments shall not exceed **\$15,750.00**.

MADE AND ENTERED at Lincoln, Nebraska this 24th day of June, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director